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September 22, 2023

Via ECF

Hon. Barbara Moses, U.S.M.J.
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

MEMO ENDORSED

Re: *Lopez v. Thermo Tech Mechanical, Inc., et al.*
Case No.: 20-cv-09113 (LTS) (BCM)

Dear Judge Moses:

This office represents Plaintiff in the above-referenced matter. We write to request that Your Honor compel Defendants to provide amended Rule 26 Disclosures and to verify their Responses to Plaintiff's First Request for Interrogatories.

On Friday August 25th, I met and conferred with counsel for Defendants Jason Mizrahi, Esq. by telephone for approximately 15 minutes. On the call Defendants advised they would serve amended Rule 26 Disclosures the following week. To date they have not done so.

Since then, we have called and emailed Defendants multiple times requesting that they serve amended Rule 26 Disclosures and verify their Responses to Plaintiff's First Request for Interrogatories. Specifically, emails were sent on September 15, 2023, and September 21, 2023, and voicemail messages were also left on the office number and mobile number of Defendants' counsel on those same dates. Defendants have not returned our calls or emails.

In view of the foregoing, we respectfully request that the Court compel Defendants to provide the outstanding discovery by September 27, 2023. Should the Court require a conference to further address Defendants' failure to comply with their discovery obligations, we are available at the Court's convenience.

Respectfully submitted,

/s/ James Jackson

James Jackson, Esq.

cc: all parties via ECF

Defendants shall file their responding letter-motion no later than **September 27, 2023**. See Moses Ind. Prac. § 2(e). SO ORDERED.



Barbara Moses
United States Magistrate Judge
September 25, 2023